AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111
Serial Number: 10/050,464
Filing Date: January 16, 2002
Title: SHARED FRACTIONAL AIRCRAFT OWNERSHIP METHOD AND RELATED APPARATUS

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IN THE DRAWINGS

Formal drawings are supplied herewith.

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REMARKS

Reconsideration of this application is respectfully requested in view of the previous amendments and the following remarks. Claims 1 to 9 were previously withdrawn without prejudice. Claim 10 has been amended. Claims 10 to 21 are now in this case.

Claims 10 to 15

Claims 10 to 15 were rejected pursuant to 35 U.S.C. § 101.

Claim 10 was amended to recite the use of a computer based reservation system to determine and store allocation uses. Accordingly, claim 10 now specifies a system that includes a reservation system that determines use allocations and the system therefore produces a useful, concrete and tangible result. It is respectfully submitted that claim 10, as amended, satisfies the requirements of 35 U.S.C. § 101.

Claims 11 to 15 depend, either directly or indirectly, from claim 10. Claims 11 to 15 therefore incorporate all of the limitations of claim 10, including the computer based reservation system. Accordingly, it is respectfully submitted that claims 11 to 15 satisfy the requirements of 35 U.S.C. § 101.

It has been indicated that claims 10 to 15 would be allowable if rewritten to overcome the rejection under 35 U.S.C. § 101. Since claim 10 has been amended to recite the use of a computer based reservation system, and since claims 11 to 15 depend from claim 10, allowance of claims 10 to 15 is respectfully requested.

Claims 16 to 21

Claims 16 to 21 were rejected pursuant to 35 U.S.C. § 101 and pursuant to 35 U.S.C. § 103.

Claim 16 was amended to recite the use of a computer based reservation system to determine and store allocation uses. Accordingly, claim 16 now specifies a system that includes a reservation system that determines use allocations and the system therefore produces a useful, concrete and tangible result. It is respectfully submitted that claim 16, as amended, satisfies the requirements of 35 U.S.C. § 101.

Claims 17 to 21 depend, either directly or indirectly, from claim 16. Claims 17 to 21 therefore incorporate all of the limitations of claim 16, including the computer based reservation

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system. Accordingly, it is respectfully submitted that claims 17 to 21 satisfy the requirements of 35 U.S.C. § 101.

Claims 16 to 21 were rejected pursuant to 35 U.S.C. § 103 in view of www.ebiz.com. It is acknowledged that this reference does not teach or suggest providing regularly schedule flights. It also fails to teach or suggest a reservation system that determines and stores allocation uses, as required by amended claim 16 and by claims 17 to 21 that depend from claim 16.

Accordingly, allowance of claims 16 to 21 is respectfully requested.

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney (732 815 0404) to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 50-3329.

Respectfully submitted,

DIEHL SERVILLA LLC 77 Brant Avenue Clark, New Jersey 07066

732 815 0404

Date 3-13-06

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Reg. No. 33,377

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 13, 2006.

Signature: Glen M. Diehl

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